

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 2, 2009**

DIVISION ONE

B207554      People      (Not for Publication)  
v.  
Lary Lionell Smith

The judgment is affirmed.

Rothschild, J.

We concur:   Mallano, P.J.  
                      Weisberg, J. (Assigned)

DIVISION TWO

B206651      The Arpen Group Inc., et al.      (Not for Publication)  
v.  
Industrial Park Associates, Inc., et al.

The judgment is affirmed.

Boren, P.J.

We concur:   Doi Todd, J.  
                   Ashmann-Gerst, J.

March 2, 2009 (Continued)

## DIVISION TWO (continued)

B202579      Wiley      (Not for Publication)  
v.  
Centinela Hospital Medical Center

The judgment is affirmed.

Boren, P.J.

We concur:    Doi Todd, J.  
                          Chavez, J.

B196682      People  
v.  
Zanoletti et al.

Filed order granting petition for rehearing. Supplemental brief ordered, after all letter briefs are filed matter will be resubmitted.

DIVISION THREE

B205365      People                                  (Not for Publication)  
v.  
Robert Rangel

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Kitching, J.

## March 2, 2009 (Continued)

### DIVISION THREE (continued)

B200246      People      (Not for Publication)  
v.  
Christopher Anthony Hernandez

The judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Aldrich, J.

DIVISION FOUR

B206184 People v. Jacques (Not for Publication)

The judgment is affirmed.

Suzukawa, J.

We concur: Epstein, P.J.  
Willhite, J.

B209332      A.S.      (Not for Publication)  
v.  
John Cardin

The summary judgment for defendant is reversed. Plaintiffs are awarded their costs.

Suzukawa, J.

We concur: Willhite, Acting P.J.  
Manella, J.

March 2, 2009 (Continued)

DIVISION FIVE

Court convened at 8:00 a.m.

Present: Armstrong, Acting P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

B200481     Michael Regalia  
               v.  
               The Nethercutt Collection

Merits:

Argued by Robert Baker for appellant and by Marvin Krakow for respondent. Cause submitted.

Court recessed.

Court reconvened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J., and J. Belcher, Deputy Clerk.

Each of the following:

B207666     People v. Gosey  
B210619     DCFS v. D.J.  
B206545     People v. McKinley

Argument waived, cause submitted.

B201093     Janice Sharp, et al.,  
               v.  
               Paul Anderson, et al.,

Merits:

Argued by Kevin Stack for appellants and by Paul Anderson for respondents. Cause submitted.

Court recessed.

March 2, 2009 (Continued)

DIVISION FIVE (continued)

Court reconvened at 10:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J., and J. Belcher, Deputy Clerk.

Each of the following:

B209837      People v. Valenzuela  
B210849      DCFS v. Y.A.

Argument waived, cause submitted.

B200830      First National Insurance  
                 v.  
                 Cam Painting

Merits:

Argued by Jennifer Schildbach for appellants and by John Immordino for respondent. Cause submitted.

B212278      Alexander Szynalski  
                 v.  
                 Los Angeles Superior Court  
                 Rosenthal & Company, LLC

Merits:

Argued by Christian Schmitthenner for petitioner and by Timothy Aires for real party in interest. Cause submitted.

Court recessed.

Court reconvened at 11:00 a.m.

Present: Turner, P.J., Mosk, J., Kriegler, J., and J. Belcher, Deputy Clerk.

March 2, 2009 (Continued)

DIVISION FIVE (continued)

Each of the following:

B204900	Nigorizawa v. Nigorizawa
B210753	DCFS v. A.N.
B207048	People v. Camacho
B207058	People v. Givehand

Argument waived, cause submitted.

B203777     Magana, Cathcart & McCarthy  
                 v.  
                 C.B. Richard Ellis, Inc.

Merits:

Argued by Scott Zimmerman for appellant and by Michael Sherman for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Mosk, J., Kriegler, J., and J. Belcher, Deputy Clerk.

Each of the following:

B205325	People v. Rodriguez
B206379	People v. Villanueva

Argument waived, cause submitted.

March 2, 2009 (Continued)

## DIVISION FIVE (continued)

B205622 California Water Impact, et al.,  
v.  
Castaic Water District

Merits:

Argued by Babak Naficy for appellant and by Feliz Shafir for respondent.  
Cause submitted.

Court adjourned.

DIVISION SIX

B209559 Santa Barbara County Child Welfare Services (Not for Publication)  
v.  
J.Y., Sr.

The orders are affirmed.

Gilbert, P.J.

We concur: Coffee, J.  
Perren, J.

## DIVISION SEVEN

B199461      Broberg      (Certified for Publication)  
v.  
The Guardian Life Insurance Company of America et al.,

The judgment is reversed, and the cause remanded for further proceedings not inconsistent with this opinion. Powell is to recover his costs on appeal.

Perluss, P.J.

I concur: Zelon, J.  
I dissent: Woods, J. (Opinion)

March 2, 2009 (Continued)

DIVISION EIGHT

B205026      Aaron Budrow                      (Certified for Publication)

v.

Dave & Buster's California, Inc.,

The judgment is affirmed. Respondent is to recover its costs on appeal.

Flier, J.

We concur:    Rubin, Acting -+P.J.  
                  O'Neill, J. (Assigned)